

REMARKS

The final Office Action mailed March 17, 2006 has been carefully reviewed and the foregoing amendment has been made in consequence thereof.

Claims 7-26 are now pending in this application. Claims 7-26 stand rejected.

The rejection of Claims 24-26 under 35 U.S.C. § 112, second paragraph, is respectfully traversed.

Claims 24-26 were rejected as indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Specifically, the Examiner alleged that, for Claim 24, it was unclear whether the tent is to be claimed in combination with the eve. By the above amendment, Claims 24-26 have been amended to overcome the rejection.

For the reasons set forth above, Applicant respectfully requests that the Section 112 rejections of Claims 24-26 be withdrawn.

The rejection of Claims 7-12, 14-19 and 21-23 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent 4,285,355 to Lundblade (hereinafter referred to as "Lundblade") is respectfully traversed.

Lundblade describes a tent including a frame assembly that permits the tent to be pitched without fastening the tent to the ground. The frame members are coupled to the tent fabric such that the frame members and the tent fabric provide a free-standing assembly.

Claim 7 recites a tent comprising "a fabric enclosure forming a plurality of walls and defining an interior of said tent; a frame positioned with respect to said fabric enclosure and configured to support said fabric enclosure; a first plurality of eve portions each coupled to said frame and extending outwardly from a first wall of said plurality of walls; a second plurality of eve portions each coupled to said frame and extending outwardly from a second wall of said plurality of walls; and a cover coupled to said frame and each said eve portion, said cover configured to cover at least a portion of said fabric enclosure."

Lundblade does not describe or suggest the tent as recited in Claim 7. More specifically, Lundblade does not describe or suggest a first plurality of eve portions each coupled to the frame and extending outwardly from a first wall of the fabric enclosure and a second plurality of eve portions each coupled to the frame and extending outwardly from a second wall of fabric enclosure, as required by Applicant's claimed invention. Rather, in contrast to the present invention, Lundblade merely describes one fly support rod 57 that is inserted into a tube 41 at a first end of the tent and one fly support rod 58 that is inserted into a tube 41 at a second end of the tent.

Accordingly, for at least the reasons set forth above, Claim 7 is submitted to be patentable over Lundblade.

Claims 8-12 and 14-16 depend, directly or indirectly, from independent Claim 7. When the recitations of Claims 8-12 and 14-16 are considered in combination with the recitations of Claim 7, Applicant submits that dependent Claims 8-12 and 14-16 likewise are patentable over Lundblade.

Claim 17 recites an eve for a tent comprising a fabric enclosure forming a first wall and an opposing second wall and defining an interior of the tent, said eve comprising a frame positioned with respect to the fabric enclosure and configured to support the fabric enclosure; a first plurality of eve portions each coupled to said frame and extending outwardly from the first wall; a second plurality of eve portions each coupled to said frame and extending outwardly from the second wall; and a cover coupled to the frame and each said eve portion, said cover configured to cover at least a portion of the fabric enclosure."

Lundblade does not describe or suggest the eve as recited in Claim 17. As described above, Lundblade does not describe or suggest a first plurality of eve portions each coupled to the frame and extending outwardly from the first wall and a second plurality of eve portions each coupled to the frame and extending outwardly from the second wall, as required by Applicant's claimed invention. Rather, in contrast to the present invention, Lundblade merely describes one fly support rod 57 that is inserted into a tube 41 at a first end of the tent and one fly support rod 58 that is inserted into a tube 41 at a second end of the tent.

Accordingly, for at least the reasons set forth above, Claim 17 is submitted to be patentable over Lundblade.

Claims 18, 19 and 21-23 depend, directly or indirectly, from independent Claim 17. When the recitations of Claims 18, 19 and 21-23 are considered in combination with the recitations of Claim 17, Applicant submits that dependent Claims 18, 19 and 21-23 likewise are patentable over Lundblade.

For the reasons set forth above, Applicant respectfully requests that the Section 102 rejection of Claims 7-12, 14-19 and 21-23 be withdrawn.

The rejection of Claims 13 and 20 under 35 U.S.C. § 103 as being unpatentable over Lundblade is respectfully traversed.

Claim 13 depends from independent Claim 7, which Applicant respectfully submits is patentable over Lundblade for at least the reasons presented above. Claim 20 depends from independent Claim 17, which Applicant respectfully submits is patentable over Lundblade for at least the reasons presented above.

For the reasons set forth above, Applicant respectfully requests that the Section 103 rejection of Claims 13 and 20 be withdrawn.

The rejection of Claims 24-26 under 35 U.S.C. § 103 as being unpatentable over Lundblade is respectfully traversed.

Lundblade describes a tent including a frame assembly that permits the tent to be pitched without fastening the tent to the ground. The frame members are coupled to the tent fabric such that the frame members and the tent fabric provide a free-standing assembly.

Claim 24 recites a tent eve for a tent, said tent comprising a fabric enclosure forming a first side wall, an opposing second side wall, and a roof comprising a first roof panel coupled to the first side wall, and a second roof panel coupled to the first roof panel and the second side wall, said tent eve comprising “a frame positioned with respect to the fabric enclosure and configured to support the fabric enclosure, said frame comprising a plurality of first frame members each extending along a width of one of the first roof panel and the second roof panel; and a plurality of second frame members each coupled to a corresponding first frame member of said plurality of first frame members and extending along a height of one of the first side wall and the second side wall; a plurality of eve portions each coupled to said frame and extending outwardly from one of the first side wall and the second side wall;

and a cover coupled to said frame and said plurality of eve portions, said cover configured to cover at least a portion of the tent.”

Lundblade does not describe or suggest the tent eve as recited in Claim 24. More specifically, Lundblade does not describe or suggest a plurality of eve portions each coupled to the frame and extending outwardly from one of the first side wall and the second side wall, as required by Applicant’s claimed invention. Rather, in contrast to the present invention, Lundblade merely describes one fly support rod 57 that is inserted into a tube 41 at a first end of the tent and one fly support rod 58 that is inserted into a tube 41 at a second end of the tent.

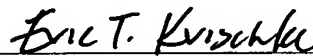
Accordingly, for at least the reasons set forth above, Claim 24 is submitted to be patentable over Lundblade.

Claims 25 and 26 depend, directly or indirectly, from independent Claim 24. When the recitations of Claims 25 and 26 are considered in combination with the recitations of Claim 24, Applicant submits that dependent Claims 25 and 26 likewise are patentable over Lundblade.

For the reasons set forth above, Applicant respectfully requests that the Section 103 rejection of Claims 24-26 be withdrawn.

In view of the foregoing amendments and remarks, all the claims now active in this application are believed to be in condition for allowance. Reconsideration and favorable action is respectfully solicited.

Respectfully submitted,



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